SIDLEY AUSTIN LLP 787 SEVENTH AVENUE NEW YORK, NY 10019 (212) 839 5300 (212) 839 5599 FAX

BEIJING BOSTON BRUSSELS CHICAGO DALLAS FRANKFURT **GENEVA**

HONG KONG HOUSTON LONDON LOS ANGELES **NEW YORK** PALO ALTO

SHANGHAL SINGAPORE SYDNEY TOKYO WASHINGTON, D.C.

SAN FRANCISCO

gbendinger@sidley.com (212) 839 5387

FOUNDED 1866

USDC SDNY DOCUMENT

ELECTRONICALLY FILED

DOC#

DATE FILED:

MEMO ENDORSED

September 25, 2014

By Facsimile ((212) 805-7943)

Honorable Edgardo Ramos United States District Judge Southern District of New York United States Courthouse 40 Foley Square New York, NY 10007

| The application is | ✓ granted._ denied. |
|---|--|
| Edgardo Ramos, U.S.D.J. Dated: 9 25 19 New York, New York 10007 | |

Re:

Special Situations Fund III OP, L.P., et al., v. Deloitte Touche Tohmatsu CPA.

Ltd., et al., No. 13-cv-01094 (ER)

Dear Judge Ramos:

EBORSE EBORSE

We represent Defendant Deloitte Touche Tohmatsu CPA, Ltd. ("DTTC") in the abovereferenced matter. We write with the consent of all parties to respectfully request that the Court modify the briefing schedule for Plaintiffs' pending motion for leave to file a second amended complaint, Dkt. 47 (the "Motion"), as set forth below.

On July 21, 2014, the Court issued an order granting the motions to dismiss of DTTC and Deloitte & Touche LLP ("Deloitte U.S.") and permitting Plaintiffs to move for leave to amend their complaint. Dkt. 42. Following Plaintiffs' agreed-to requests for extension, the Court previously approved a briefing schedule under which Plaintiffs would file their Motion by August 25, 2014, Defendants would file their oppositions by October 1, 2014; and Plaintiffs would file their replies by October 15, 2014. Dkt. 43-45.

DTTC, with the consent of Plaintiffs and Deloitte U.S., respectfully requests that the Court modify the briefing schedule for Plaintiffs' Motion as follows:

- DTTC and Deloitte U.S. will file their oppositions to the Motion by Wednesday, October 22, 2014;
- Plaintiffs will file their replies by Wednesday, November 12, 2014.



Hon. Edgardo Ramos September 25, 2014 Page 2

DTTC makes this request as an accommodation to the attorneys' schedules. There are no other scheduled dates in this case that would be affected by this request.

Respectfully submitted,

Cary Bandinger/LKK
Gary Bendinger

cc: Counsel of record